

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

**DIANE SMITH, individually, and as
guardian for A.K., S.K., and M.K.,**

Plaintiffs,

v.

C.A. No. 07-600 JJF

**STATE OF DELAWARE,
DEPARTMENT OF FAMILIES,
DIVISION OF FAMILY SERVICES;
KATHLEEN FINN;
HOME HEALTH SPECIALISTS;
DORIS ELLIOTT; and
LINDA BRASBURGER,**

Defendants.

MOTION FOR CONTINUANCE

The State Defendants, Delaware Division of Family Services and Kathleen Finn, respectfully request a brief continuance of the scheduled July 11, 2008 hearing on Defendants letter request more fully set forth in correspondence to the Court dated April 11, 2008.

I am respectfully requesting the continuance due to my current absence from the office for personal reasons. This is State Defendants' first request for a continuance in this matter.

Counsel for Plaintiffs and Defendants Home Health Specialists, Elliott and Brasberger are not opposed to this request.

/s/ Ralph K. Durstein, III
Ralph K. Durstein, III (ID# 0912)
Deputy Attorney General
Department of Justice
State of Delaware
820 N. French Street, 6th Floor
Wilmington, DE 19801
(302)577-8510
Attorney for State Defendants

DATED: July 10, 2008